IN THE UNITED STATES DISTRICT COURT THE SOUTHERN DISTRICT OF TEXAS McALLEN DIVISION

THE UNITED STATES OF AMERICA, ex rel.	
RAY R. FULP, III, and	
)	
THE STATE OF TEXAS, ex rel. RAY R. FULP, III	
)	
Plaintiffs,	No. M-04-386
)	Ricardo H. Hinojosa
v.	·
,	
DR. RAUL MARQUEZ, individually & d/b/a	
ORTHOPEDIC SURGERY CENTER &	
SPORTS MEDICINE, P.A.; CORNERSTONE	
·	
REGIONAL HOSPITAL, L.L.P.;	
CORNERSTONE HOSPITAL MANAGEMENT,)	
L.L.C.; CORNERSTONE REHABILITATION)	
HOSPITAL, L.L.P.; and CORNERSTONE	
REHABILITATION MANAGEMENT, L.L.C.;	Jury Demanded
)	J.
Defendants	
Defendants.	
)	

ORDER

The United States, Texas, and Relator (collectively "the Plaintiffs"), and Defendants have agreed to settle the matters at issue in this case pursuant to the False Claims Act, 31 U.S.C. §3730 and request that Plaintiffs' claims against the Defendants be dismissed with prejudice.

The United States, Texas, and Defendants have agreed that each will bear their own costs, attorney's fees and expenses. The Relator has reached agreement with the Defendants as to payment of Attorney's fees, expenses, and costs, pursuant to 31 U.S.C. § 3730(d)(1) as provided for in the Settlement Agreement attached as Exhibit A to the Parties Agreed Motion

to Dismiss with Prejudice.

The United States, Texas and Relator have agreed as to "Relator's Share" pursuant to 31 U.S.C. § 3730(d)(1), which is the subject of a separate "Relator's Share Agreement" executed by the United States, Texas and the Relator.

Accordingly, in light of the Settlement Agreement and the "Relator's Share Agreement," the Court grants the Agreed Motion of Dismissal with Prejudice and rules as follows:

IT IS ORDERED THAT:

The Plaintiffs' claims against the Defendants are dismissed with prejudice;

This Court retains jurisdiction to decide any issues arising in connection with the enforcement of the terms of the Settlement Agreement and the Relator's Share Agreement.

Signed in McAllen, Texas on this 3 Day of Weyest,

Ricardo H. Hinojosa

United States District Judge